

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

TRUDY A. ZAHN,)	ED99950 & ED99951
)	
Appellant/Cross-Respondent,)	Appeal from the Circuit Court
)	of St. Louis County
v.)	10SL-DR07839
)	
CHARLES W. ZAHN,)	Honorable Joseph L. Walsh III
)	
Respondent/Cross-Appellant.)	Filed: February 18, 2014

Trudy A. Zahn (Wife) appeals the trial court's grant of summary judgment in favor of Charles W. Zahn (Husband) in her suit for division of undisclosed assets following their dissolution of marriage. Husband cross-appeals, arguing the trial court erred in denying his motion to reimburse maintenance payments made to Wife.

AFFIRMED IN PART AND REVERSED AND REMANDED IN PART.

Division Four Holds: The trial court did not err in granting summary judgment to Husband, because he was entitled to judgment as a matter of law. However, the trial court erred in denying Husband's motion to determine amounts due under the settlement agreement, because the settlement agreement was unambiguous and must be enforced according to its plain language.

Opinion by: Gary M. Gaertner, Jr., J.
Lisa S. Van Amburg, P.J. and Patricia L. Cohen, J., concur.

Attorney for Appellant: Jillian A. Wood
Attorneys for Respondent: Christopher J. Daskocil

<p>THIS SUMMARY IS NOT PART OF THE OPINION OF THE COURT. IT HAS BEEN PREPARED FOR THE CONVENIENCE OF THE READER AND SHOULD NOT BE QUOTED OR CITED.</p>
